



#3

DECLARATION, POWER OF ATTORNEY AND PETITION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "**Intelligent Network Security Device and Method**" the specification of which

- ☐ is attached hereto
☒ was filed on December 10, 1998 as Application Serial No. 09/210,057
and was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application of which priority is claimed.

Prior Foreign Application(s)

			Priority Claimed	
(Number)	(Country)	(Day, month, year filed)	Yes	No
____	____	____	____	____
(Number)	(Country)	(Day, month, year filed)	Yes	No
____	____	____	____	____
(Number)	(Country)	(Day, month, year filed)	Yes	No
____	____	____	____	____

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

08/726,563	October 7, 1996	Pending
(Application Serial No.)	Filing Date	(Status: Patented, pending, abandoned)
____	____	____
(Application Serial No.)	Filing Date	(Status: Patented, pending, abandoned)
____	____	____

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint W. POMS, Reg. 18,782; G.P. SMITH, Reg. 20,142; G.E. LANDE, Reg. 22,222; A.C. ROSE, Reg. 17,047; L.J. BOVASSO, Reg. 24,075; D.J. OLDENKAMP, Reg. 29,421; C. DARROW, Reg. 30,166; M.E. HARRIS, Reg. 26,690; K.A. MACLEAN, Reg. 31,118; C. ROSENBERG, Reg. 31,464; M.E. BROWN, Reg. 28,590; E.F. O'CONNOR, Reg. 25,903; R.F. CARR, Reg. 17,110; A. ROTHENBERG, Reg. 17,843; R.L. GAUSEWITZ, Reg. 16,960; M.A. KONDZELLA, Reg. 18,013; A.P. BLOCK, Reg. 35,450; S.R. HANSEN, Reg. 38,486; D.N. LARSON, Reg. 29,401; J.W. INSKEEP, Reg. 33,910; G.F. COTTERELL, Reg. 37,802; H.D. JASTRAM, Reg. 19,777; J.M. KALIS, Reg. 37,650; C.J. LERVICK, Reg. 35,244; C.A.S. HAMRICK, Reg. 22,586; R.O. GUILLOT, Reg. 28,852; E.C. CHANG, Reg. 37,593; J.D.

VOELZKE, Reg. 37,957; G.L. FOUNTAIN, Reg. 36,374; J. BOYCE, Reg. 40,920; C. CHOU, Reg. 41,672; L. HENNEMAN, Reg. 41,063; M. IMAN, Reg. 38, 190; OPPENHEIMER WOLFF & DONNELLY LLP, Ten Almaden Boulevard, Suite 600, San Jose, California 95113, (408) 795-3000, as my attorneys with full power of substitution and revocation, to prosecute said application and to transact in connection therewith all business in the Patent and Trademark Office and before competent International Authorities.

Address all telephone calls to Justin F. Boyce at (408) 795-3000 and address all correspondence to:

Justin F. Boyce, Esq.
OPPENHEIMER WOLFF & DONNELLY LLP
10 Almaden Boulevard, Suite 600
San Jose, California 95113

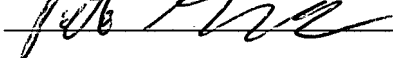
Wherefore I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

Full Name of Sole or First Inventor: Peter M. Shipley

Home Address: 2650 Bancroft Way #51, Berkeley, CA 94704-1700

Post Office Address: Same as above

Citizenship: United States

Inventor's Signature:  Date: 1/20/99

Attorney's File No: 16355-11C1

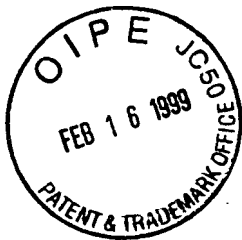
Applicant or Patentee: Peter M. Shipley

Serial/Patent Number: 09/210,057 Filed: December 10, 1998

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27(b) - INDEPENDENT INVENTOR)**

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: **Intelligent Network Security Device and Method**

described in:



☐ the specification filed herein

☒ Application Serial No:
filed:

09/210,057

December 10, 1998

☐ Patent No.:
issued:

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed any rights in the invention is listed below:

☒ no such person, concern or organization

☐ person, concern or organization listed below*

*NOTE: Separate Verified Statements are required for each named person, concern, or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

NAME: _____

ADDRESS: _____

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION


I acknowledge my duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the Issue Fee or any Maintenance Fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

- I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful, false statements, false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

SIGNATURES

Name of Inventor: Peter M. Shipley

Signature of Inventor:

 Date: 4/20/99